

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, ) CASE NO. MJ 19-386  
Plaintiff, ) (N.D. Fla. No. 19 mj 03305 – louis)  
v. )  
ERIC LIN, ) DETENTION ORDER  
Defendant. )

Offense Charged: Interstate transmission of threatening communications

Date of Detention Hearing: September 3, 2019.

15 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
16 based upon the factual findings and statement of reasons for detention hereafter set forth,  
17 finds: (1) by clear and convincing evidence, that no condition or combination of conditions  
18 which defendant can meet would reasonably assure the safety of other persons and the  
19 community; and (2) by a preponderance of the evidence, that no condition or combination of  
20 conditions which defendant can meet would reasonably assure defendant will make his court  
21 appearances as required.

01                   FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

02 (1) The Complaint alleges that defendant threatened, via Facebook, to kill or to injure  
03 specific individuals and entire groups, generally because they belonged to specific  
04 nationalities or racial or ethnic groups. It also alleges that he hired an associate to beat  
05 up a specific person in Miami, and then to kidnap her and transport her to Seattle; and  
06 that defendant made a payment toward their agreement.

07 (2) Even if defendant does not carry out any of his threats, just making the threats poses a  
08 danger to the community, as they are very frightening to those who receive them or  
09 become aware of them.

10 (3) Defendant's criminal record includes two convictions for harassment; two for  
11 telephone misuse repeat calls; burglary first degree; and a charge pending in Virginia  
12 for concealed weapon in possession. Defendant failed to appear in the case pending in  
13 Virginia, and traveled to Seattle. The Virginia court issued a bench warrant, which is  
14 still pending. Defendant allegedly told law enforcement he was aware of this warrant  
15 when he left for Seattle.

16 (4) Defendant has a history of failure to comply with conditions. He had various  
17 violations while on probation, and violated no-contact orders.

18 (5) He has very few substantial roots in the State of Washington, or Florida, or Maryland.  
19 He is unmarried, has no children, and no steady employment. He is associated with  
20 multiple aliases and two dates of birth.

21 (6) Defense counsel urges that defendant's conduct is caused almost entirely by his  
22 various mental health ailments. This might well be true – but does not diminish the

01 danger he would pose if released, or the likelihood that he would fail to appear as  
02 required. Defendant has failed to comply with mental health treatment in the past.

03 (7) Defense counsel also argues that defendant's danger could be addressed by prohibiting  
04 his access to the internet. Counsel proposes that defendant reside with his father in  
05 Maryland, who would not allow internet access in the home. But defendant could  
06 easily gain access to the internet at an internet café, or a public library.

07 (8) Defense counsel also argues that if defendant is detained, he will be in danger from  
08 other inmates or even from law enforcement officers; and that this potential danger  
09 outweighs any danger defendant might present to other persons or the community.  
10 This contention is without merit. Among other reasons, the court has confidence that  
11 law enforcement officials, in the exercise of their professional responsibilities, will  
12 provide defendant proper protection.

13 (9) This Detention Order is without prejudice to defendant's right to move to re-open this  
14 issue when he reaches the charging district, the N.D of Florida.

15  
16 It is therefore ORDERED:

17 (1) Defendant shall be detained pending trial and committed to the custody of the  
18 Attorney General for confinement in a correction facility separate, to the extent  
19 practicable, from persons awaiting or serving sentences or being held in custody  
20 pending appeal;

21 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
22 counsel;

01 (3) On order of the United States or on request of an attorney for the Government, the  
02 person in charge of the corrections facility in which defendant is confined shall  
03 deliver the defendant to a United States Marshal for the purpose of an appearance in  
04 connection with a court proceeding;

05 (4) The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
06 for the defendant, to the United States Marshal, and to the United States Probation  
07 Officer.

08 DATED this 3rd day of September, 2019.

09 s/ John L. Weinberg  
10 United States Magistrate Judge